

United States Courts
Southern District of Texas
FILED

MAY 08 2002 **LF**

Michael N. Milby, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

MARK NEWBY, *et al.*

Plaintiffs,

v.

ENRON CORP., an Oregon corporation,
et al.,

Defendants.

CIVIL ACTION NO. H 01-3624
AND CONSOLIDATED CASES

**DEFENDANT KEN L. HARRISON'S MOTION TO DISMISS
PLAINTIFFS' CONSOLIDATED COMPLAINT FOR
VIOLATION OF THE SECURITIES LAWS**

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendant Ken L. Harrison moves to dismiss with prejudice Plaintiffs' Consolidated Complaint for Violation of the Securities Laws ("Consolidated Complaint") on the grounds that the Consolidated Complaint, and each of its four claims for relief, fails to state a claim upon which relief can be granted.

DEFENDANT KEN L. HARRISON'S MOTION TO DISMISS PLAINTIFFS'
CONSOLIDATED COMPLAINT FOR VIOLATION OF THE SECURITIES LAWS - 1

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621

This Motion is made and based on the Memorandum in Support of Ken L. Harrison's Motion to Dismiss filed herewith, the Exhibits thereto, and the records, pleadings and files in this action.

DATED this 8th day of May, 2002.

Respectfully submitted,

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